



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael A. Fischer, et al.

Serial No.: 09/849,101

Filed: May 4, 2001

Confirmation No.: 7967

Title: SYSTEM AND METHOD FOR  
PROVIDING A SELECTABLE RETRY  
STRATEGY FOR FRAME-BASED  
COMMUNICATIONS

§ Attorney Docket: INSL:0036

§

§ Group Art Unit: 2681

§

§ Examiner: Unassigned

§

CERTIFICATE OF MAILING

Pursuant to 37 C.F.R. Sec. 1.8, I hereby certify that this paper is being deposited with the United States Postal Service, as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 11, 2003.

*Deena Beasley*  
Deena Beasley

RECEIVED

JUN 17 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Technology Center 2600

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This Information Disclosure Statement is submitted:

X under 37 CFR 1.97(b), or  
(Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)

— under 37 CFR 1.97(c) together with either a:  
— Statement under 37 CFR 1.97(e), or  
— a \$180.00 fee under 37 CFR 1.17(p), or  
(After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)

— under 37 CFR 1.97(d) together with a:  
— Statement under 37 CFR 1.97(e), and  
— a \$180.00 fee set forth in 37 CFR 1.17(p).  
(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

X Applicant(s) submit herewith Form PTO 1449-Information Disclosure Citation together with copies, of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

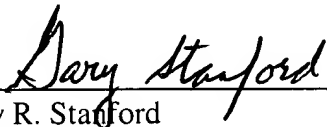
The relevance of the attached references is that this is the closest art of which Applicant is aware. Applicant submits that the above references taken alone or in combination neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to this application is respectfully requested.

It is requested that the information disclosed herein be made of record in this application.

Respectfully submitted,

Date: June 11, 2003

By:

  
\_\_\_\_\_  
Gary R. Stanford  
Reg. No. 35,689

Law Offices of Gary R Stanford  
610 West Lynn  
Austin, Texas 78703  
Phone: (512) 474-7678  
Fax: (512) 477-4080



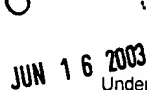
<b>Substitute for form 1449A/PTO</b> <b>SUPPLEMENTAL</b> <b>INFORMATION DISCLOSURE</b> <b>STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	09/849,101
				Filing Date	May 4, 2001
				First Named Inventor	Michael A. Fischer
				Art Unit	2681
				Examiner Name	Unassigned
				Attorney Docket Number	INSL:0036
Sheet	1	of	2		

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US- 6,011,805 A	01-04-2000	ESTEVE Denis et al.	column 2, line 59 – column 3, line 15 column 3, line 52 – column 4, line 54
		US-			<b>RECEIVED</b> <b>JUN 17 2003</b> <b>Technology Center-2600</b>
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.  
<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.  
<sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.  
Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



control number.

PTO/SB/08B (10-01)  
Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
It is requested that a collection of information, unless it displays a valid OMB

Substitute for form 1449B/PTO

Sheet	2	of	2
-------	---	----	---

<b>Application Number</b>	09/849,101
<b>Filing Date</b>	May 4, 2001
<b>First Named Inventor</b>	Michael A. Fischer
Group Art Unit	2681
<b>Examiner Name</b>	Unassigned
<b>Attorney Docket Number</b>	INSL:0036

[illegible]

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

**Burden Hour Statement:** This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:** Assistant Commissioner for Patents, Washington, DC 20231



2681  
PATENT #3  
07-02-03  
85

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael A. Fischer, et al.

Serial No.: 09/849,101

Filed: May 4, 2001

Confirmation No.: 7967

Title: SYSTEM AND METHOD FOR  
PROVIDING A SELECTABLE RETRY  
STRATEGY FOR FRAME-BASED  
COMMUNICATIONS

§ Attorney Docket: INSL:0036

§

§ Group Art Unit: 2681

§

§ Examiner: Unassigned

§

§

§

§

§

§

§

§

<p align="center"><u>CERTIFICATE OF MAILING</u></p> <p>Pursuant to 37 C.F.R. Sec. 1.8, I hereby certify that this paper is being deposited with the United States Postal Service, as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 11, 2003.</p> <p align="center"><i>Deena Beasley</i> Deena Beasley</p>
--

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RECEIVED

JUN 17 2003

Technology Center 2600

TRANSMITTAL LETTER

Enclosed for filing in the above-referenced patent application are:

1. Supplemental Information Disclosure Statement;
2. Statement Under 37 CFR 1.97(e);
3. Supplemental Substitute Form 1449;
4. Copies of references cited on Supplemental Substitute Form 1449; and
5. Return Receipt Postcard.

No fees are believed to be due in connection with the filing of these materials. If fees are due, the Commissioner is hereby authorized to charge the Deposit Account of Gary R. Stanford, Account No. 50-1469.

Please date stamp and return the enclosed postcard evidencing receipt of these materials.

Respectfully submitted,

Date: June 11, 2003

By: *Gary R. Stanford*  
Gary R. Stanford  
Reg. No. 35,689

Gary R. Stanford  
Law Offices of Gary R. Stanford  
610 West Lynn  
Austin, Texas 78703  
Phone: (512) 474-7678  
Fax: (512) 477-4080



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael A. Fischer, et al.

Serial No.: 09/849,101

Filed: May 4, 2001

Confirmation No.: 7967

Title: SYSTEM AND METHOD FOR  
PROVIDING A SELECTABLE RETRY  
STRATEGY FOR FRAME-BASED  
COMMUNICATIONS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

§ Attorney Docket: INSL:0036

§

§ Group Art Unit: 2681

§

§ Examiner: Unassigned

§

§

§

§


§

§

§

§

§

CERTIFICATE OF MAILING
Pursuant to 37 C.F.R. Sec. 1.8, I hereby certify that this paper is being deposited with the United States Postal Service, as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 11, 2003.
 Deena Beasley

RECEIVED

JUN 17 2003

Technology Center 2600

STATEMENT UNDER 37 CFR 1.97(e)

Dear Sir:

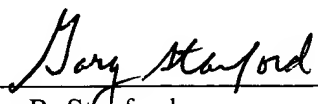
The undersigned hereby certifies that either:

- ( X ) Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, not more than three months prior to the filing of the statement, or
- ( ) No item of information contained in the Information Disclosure Statement
  - was cited in a communication from a foreign patent office in a counterpart foreign application, and
  - to the knowledge of the undersigned, after making reasonable inquiry, was known to an individual designated in 37 CFR 1.56 (c) more than three months prior to the filing of the Information Disclosure Statement.

Respectfully submitted,

Date: June 11, 2003

By:

  
\_\_\_\_\_  
Gary R. Stanford  
Reg. No. 35,689